

NATURE OF CHARGE: Misbranding, Section 502 (a), the label statements "Rich In Activated Enzymes" and "Vitamin C Tonic" were false and misleading since they represented and suggested that the article was of nutritional and therapeutic value because of enzyme content and was effective as a tonic, whereas the article was of no value because of its enzyme content and was not a tonic.

Further misbranding, Section 502 (a), certain statements in the above-mentioned circulars accompanying the article were false and misleading. The statements represented and suggested that the article was an adequate and effective treatment for high blood pressure, hardening of the arteries, ulcerative colitis, fading strength, nervous exhaustion, failing memory, cerebral rupture, valvular disease of the heart, pulmonary tuberculosis, general weakness, fatigue, headaches, and dizzy spells, and that the article was effective to provide energy and improve digestion. The article was not an adequate and effective treatment for such conditions, and it would not fulfill the promises of benefit stated and implied.

DISPOSITION: February 10, 1954. Default decree of condemnation and destruction.

4374. Misbranding of ACC capsules. U. S. v. 8 Cases, etc. (F. D. C. No. 36108. Sample No. 58598-L.)

LIBEL FILED: November 13, 1953, Northern District of Indiana.

ALLEGED SHIPMENT. On or about September 1 and October 5, 1953, from Baudette, Minn.

PRODUCT: 8 cases, each containing 100 bottles, of *ACC capsules* at Portland, Ind., in the possession of Alfalfa Concentrate, Inc., together with a number of leaflets designated "Announcing! ACC Alfalfa Capsules."

RESULTS OF INVESTIGATION: The above-mentioned leaflets were printed locally for the consignee and were distributed to wholesale drug firms along with the product for use by the drug firms' salesmen.

LABEL, IN PART: (Bottle) "One Hundred Capsules ACC Each Capsule Contains Active Ingredients: Salicylamide..... 3 grs. Inert Ingredients: Extract of Alfalfa..... 5 grs. Suggested Use As an aid in the relief of muscular aches and pains."

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements in the above-mentioned leaflets accompanying the article were false and misleading. The statements represented and suggested that the article was an adequate and effective treatment for the terrible pains of arthritis and rheumatism and that the alfalfa ingredient was active and contributed to the effectiveness of the article in such conditions. The article was not an adequate and effective treatment for the pains of arthritis and rheumatism, and the alfalfa ingredient was not active and did not contribute to the effectiveness of the article in such conditions. The article was misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: March 16, 1954. Default decree of condemnation and destruction.

4375. Misbranding of organic mineral salt. U. S. v. 6 Cases, etc. (F. D. C. No. 36115. Sample No. 54264-L.)

LIBEL FILED: November 12, 1953, Eastern District of Michigan.

ALLEGED SHIPMENT: On or about August 20, 1953, by Dr. E. H. Bronner & Associates, from Los Angeles, Calif.

PRODUCT: 6 cases, each containing 24 6-ounce bottles, and 1 case, containing 24 12½-ounce bottles, of *organic mineral salt* at Detroit, Mich.

LABEL, IN PART: (Bottle) "Dr. Bronner's Organic-Mineral-Salt A Health Food Rich In Organically Grown Selected Vegetables, Minerals, Trace Elements, Iodine & Potash Contains dehydrated, uncooked, fine Alfalfa, Dulse, Okra, Vegetable-Seasoning, Wheat Germ, Soya, Parsley & over 6% of the 100% edible, 100% tooth-&bone-building-Hereford-Texas-type Organic-Calcium-Phosphorous-Magnesium-Fluoride activated with high grade Brewers Yeast, Chlorophyll & Lecithin rich in all natural minerals & B-Complex Vitamins; Thiamin, Riboflavin, Niacin, B-12, Protein, Iron & Iodine."

NATURE OF CHARGE: Misbranding, Section 502 (a), the label statements "100% Dental-Decay-Prevention Proven * * * 1 ounce a day * * * guaranteed to prevent 100% tooth-decay * * * For proper elimination" were false and misleading since the article was not effective to prevent tooth decay and was not effective to insure proper elimination.

The article was alleged also to be misbranded under the provisions of the law applicable to foods, as reported in notices of judgment on foods.

DISPOSITION: January 20, 1954. Default decree of condemnation and destruction.

4376. Misbranding of Ru-Itis. U. S. v. 125 Bottles, etc. (F. D. C. No. 36107. Sample No. 73563-L.)

LIBEL FILED: November 7, 1953, Middle District of Pennsylvania.

ALLEGED SHIPMENT: On or about August 5, 1953, by Whitney's Products, from Idaho Falls, Idaho.

PRODUCT: 125 bottles of *Ru-Itis* at Jersey Shore, Pa., together with a number of pamphlets entitled "Whitney's Ru-Itis Instructions" and "Whitney's Ru-Itis Arthritis Sufferers."

LABEL, IN PART: (Bottle) "Whitney's * * * Ru-Itis Useful for treatment of Arthritis Rheumatism and muscular aches and pains * * * A solution of Sulphur, Gly - cerine, Sulphurated Lime and Isopropyl Alcohol 6% 4 fluid ounces."

NATURE OF CHARGE: Misbranding, Section 502 (a), the name of the article "Ru-Itis" and certain statements on the bottle label and in the above-mentioned pamphlets accompanying the article were false and misleading. The name and the statements represented and suggested that the article was an adequate and effective treatment for arthritis, rheumatism, and related conditions, whereas the article was not an adequate and effective treatment for arthritis, rheumatism, and related conditions.

DISPOSITION: March 4, 1954. Default decree of condemnation and destruction.

4377. Misbranding of Glycosol, Glycolator devices, and Glycosol with Chlorafal. U. S. v. 11 Devices, etc. (F. D. C. No. 36181. Sample Nos. 70011-L to 70013-L, incl.)

LIBEL FILED: December 16, 1953, District of Idaho.

ALLEGED SHIPMENT: On or about August 12 and September 2, 1953, by the Iron City Chemical Co., from Valencia, Pa.

PRODUCT: 11 *Rex Glycolator* devices, 10 *Royal Glycolator* devices, 7 *Furnace Glycolator* devices, and 5 *Monarch Glycolator* devices, and 13 cans of *Glycosol*